

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

JANE T. TUCKER

PLAINTIFF

VS.

CIVIL ACTION NO. 4:09-cv-139 DPJ-JCS

WAL-MART STORES, INC.

DEFENDANT

AGREED ORDER SUBSTITUTING PROPER PARTY IN INTEREST

THIS MATTER having come before the Court upon the unopposed motion to substitute the proper Wal-Mart entity as the correct Defendant in this action, and the Court finds that the motion is well founded and should be, and hereby is, granted.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the proper party to be substituted shall be Wal-Mart Stores East, LP, and the party Wal-Mart Stores, Inc., is dismissed from this action.

IT IS, FURTHER, ORDERED AND ADJUDGED that the clerk shall make all necessary changes on the docket to reflect the substitution of Wal-Mart Stores East, LP, as the proper party in interest.

SO ORDERED AND ADJUDGED, this the 30th day of December, 2009.

/s/ James C. Sumner
MAGISTRATE JUDGE

Agreed to and Approved as to Form:

/s/Shanda M. Yates

Shanda M. Yates (MSB # 102687)
WELLS MARBLE & HURST, PLLC
Post Office Box 131
Jackson, MS 39205-0131
Telephone: 601-605-6900

/s/Paul E. Rogers

Paul E. Rogers, Esq. (MSB # 5649)
PAUL E. ROGERS, P.A.
Jackson, MS 39207